

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3
4 Charles Smith,

5 Petitioner,

6 v.

7 William Hutchings, et al.,

8 Respondents.

Case No.: 2:20-cv-01781-RFB-VCF

Order

9 Having granted petitioner's motion to reopen this habeas corpus proceeding (ECF No.
10 19), the court establishes the following schedule to govern further litigation:

11 1. **Amended Petition.** Petitioner shall have **30 days** from the date this order is entered
12 within which to file an amended habeas petition if he wishes to do so.

13 2. **Response to Petition.** Respondents shall have **60 days** following service of the
14 amended petition (or the expiration of time for doing so) to file and serve an answer or other
15 response to the petition.

16 3. **Reply.** Petitioner shall have **45 days** following service of an answer by respondents to
17 file a reply.

18 4. **Briefing of Motion to Dismiss.** If respondents file a motion to dismiss, petitioner shall
19 have **30 days** following service of the motion to file an opposition to the motion. Respondents
20 shall thereafter have **30 days** following service of the opposition to the motion to file and serve a
21 reply.

22 Dated: December 27, 2021

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U.S. District Judge Richard F. Boulware